

# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

LOG NO  
1024974TYPE  
INFODATE OF REPORT  
03-JUN-2009

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS  
ATTENTION: CHIEF, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
ALLEN, DERRICK	9174	18366	1 - Perso...	121	DNA

REFERENCE NOS. (LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 6200 N. LAMON AVE, CHICAGO, IL 60644

DATE / TIME 23-FEB-2007 21:02 BEAT: 1532

### ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
DIFRANCO, SAL A	9161	7617	1 - Perso...	015	189	M / WHI	MAR-1975	29-APR-2002	Yes	YES
HUERTAS, CARLOS M	9161	19394	1 - Perso...	015	189	M / S	SEP-1974	27-JUL-1998	YES	YES

### REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
1 - Personal info	1 - Personal info	CHICAGO, IL	1 - Personal info	M /	UNK / UNK

### VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
1 - Personal info	1 - Personal info	CHICAGO, IL	UNK	M/B	1 - NOV-1965 / 43

### WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
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\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS. FAX/BELL IN TELEPHONE BOX

### ALLEGATIONS

NOTE: Complaint Log "Type" remains classified as Info - sworn affidavit NOT on file.

#1: The complainant 1 - Personal info who is representing 1 - Personal info in Civil Suit #09C506, alleged that on 23 February 2007, at 6200 N. Lamon, at 2130 hours, PO Sal DIFRANCO, #7617, 015<sup>th</sup> District/DTL. Unit 189, and PO Carlos HUERTAS, #19394, 015<sup>th</sup> District/DTL. Unit 189, falsely arrested his client for possession of a controlled substance after a traffic stop under RD #HN192944

## SUMMARY

### INVESTIGATION:

Reporting Agent procured the Face Sheet and Civil Suit #09C506. The complainant [1 - Personal info] who is representing [1 - Personal info] alleged that PO Carlos HUERTAS, #19394, 015<sup>th</sup> District/DTL. Unit 189, and PO Sal DIFRANCO, #7617, 015<sup>th</sup> District/DTL. Unit 189, falsely arrested his client for possession of a controlled substance after a traffic stop under RD #HN192944.

A signed sworn affidavit was not procured by the R/A after [1 - Personal info] failed to further cooperate with this investigation. R/A telephoned [1 - Personal info] and mailed him a certified letter requesting that he contact the Internal Affairs Division. [1 - Personal info] did not contact IAD. The receipt from the certified letter was signed and returned to IAD.

R/A procured miscellaneous documents, which included an Arrest Report of [1 - Personal info] RD #HN192944, Vice Case Report RD #HN192944, Property Inventories #10935544, #10935541, #10935539, #10935534, Case Status History #07111051701, Criminal History Report, and Personnel File Check Results of PO HUERTAS and PO DIFRANCO. The Case Status History disclosed that [1 - Personal info] trial as it relates to the arrest on the date in question was dismissed in court with a finding of No Probable Cause.

Due to the lack of cooperation, lack of evidence, and an unsigned sworn affidavit, the allegation appears to be frivolous. Therefore, this investigation supports a finding of No Affidavit.

Closed - No Conversion.

## ATTACHMENTS

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
0	0	0	12

## FINDINGS - RECOMMENDATIONS

Accused #1: PO Carlos HUERTAS, #19394, 015<sup>th</sup> District/DTL. 189  
Allegation #1: No Affidavit

Accused #2: PO Sal DIFRANCO, #7617, 015<sup>th</sup> District/DTL. 189  
Allegation #1: No Affidavit

RECOMMENDATION: No Disciplinary Action Warranted - Case To Be Filed

DATE INITIATED  
(Date incident was received for investigation)

02-APR-2009

DATE COMPLETED (Date of this report)

03-JUN-2009

ELAPSED TIME  
(Total time expressed in days)

62

Investigator will initiate the Command Channel Review form by  
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

[1 - Personal info]

# Attachments CL #1024974

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approved? Cont	Approved? Inclusion?	Comments
<a href="#">View</a> 1	FACE SHEET	N/A				TOPPINS, YOLANDA	25-MAR-2009 12:22	[ EDIT ]			
<a href="#">View</a> 2	CONFLICT CERTIFICATION	N/A				ALLEN, DERRICK	04-APR-2009 10:19	[ EDIT ]			
<a href="#">View</a> 3	SWORN AFFIDAVIT FROM COMPLAINT	N/A	1	Unsigned Sworn Affidavit - Non Cooperation	YES	ALLEN, DERRICK	15-APR-2009 10:23	[ EDIT ] APPROVED		YES	
<a href="#">View</a> 4	COURT DOCUMENTS (E.G., CIVIL COMPLAINTS, BOND SLIPS)	N/A	13		YES	ALLEN, DERRICK	03-2-JUN-2009 10:42	[ EDIT ] APPROVED		YES	
<a href="#">View</a> 5	ATTEMPT TO CONTACT	N/A	3		YES	ALLEN, DERRICK	04-APR-2009 10:20	[ EDIT ] APPROVED	YES	YES	
<a href="#">View</a> 6	REPORT (OTHER)	N/A	1	Receipts from certified letter	YES	ALLEN, DERRICK	15-APR-2009 10:24	[ EDIT ] APPROVED		YES	
<a href="#">View</a> 7	ARREST REPORT	N/A	5		NO	DEL RIVERO, MINERVA	26-MAR-2009 08:55	[ EDIT ] APPROVED		YES	
<a href="#">View</a> 8	VICE CASE REPORTS	N/A	2		YES	ALLEN, DERRICK	02-JUN-2009 10:46	[ EDIT ] APPROVED		YES	
<a href="#">View</a> 9	INVENTORY SHEET	N/A	8		YES	ALLEN, DERRICK	03-JUN-2009 10:49	[ EDIT ] APPROVED		YES	
<a href="#">View</a> 10	REPORT (OTHER)	N/A	4	Case Status History	YES	ALLEN, DERRICK	03-JUN-2009 10:44	[ EDIT ] APPROVED		YES	
<a href="#">View</a> 11	ARREST HISTORY	N/A	2	Criminal History Report of 1 - Person...	YES	ALLEN, DERRICK	15-APR-2009 10:46	[ EDIT ] APPROVED		YES	

<a href="#">View</a>	1 2	REPORT (OTHER)	N/A	2	Personnel File Check Results	YES	ALLEN , DERRI CK	15- JUN- 2009 10:50	APPR OVED	[ ED IT ]	YES
									PENDI NG APPR OVAL FOR DELET E		
<a href="#">View</a>		REPORT (OTHER)	N/A	1	All the document s were not included.	NO	TOPPI NS, YOLA NDA	25- MAR- 2009 13:31		[ ED IT ]	
<a href="#">View</a>		REPORT (OTHER)	N/A	4	duplicate/ already scanned	YES	ALLEN , DERRI CK	15- APR- 2009 10:29	DELET ED	[ ED IT ]	duplicate/ already scanned

row(s) 1 - 14 of 14

**No records found.**